

Federal Communications Commission

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the Matter of)
)
) DA 98-2321
Request for Waiver of the Competitive)
Bidding Rules as Set Forth in Part 1, Subpart Q)
of the Commission's Rules and the Bid)
Withdrawal Rule as Set Forth in Section 90.1007)
of the Commission's Rules)

ORDER

Adopted: March 5, 1999

Released: March 5, 1999

By the Deputy Chief, Wireless Telecommunications Bureau:

1. We have before us a Petition for Reconsideration by Jeremy Greene ("Greene"), a bidder in the Phase II 220 MHz auction (Auction Event No. 18), that submitted a high bid for License BEA 160, the Los Angeles-Riverside-Orange County, CA, E block market, and later withdrew that bid. There were no subsequent bids during the auction for this license. Greene requests reconsideration of the Auctions and Industry Analysis Division's ("Division") denial¹ of his requests for waiver of the Commission's competitive bidding rules and the bid withdrawal rules as set forth under Section 90.1007.²

2. We conclude that the Division properly decided the matters raised below, and we uphold its decision for the reasons stated therein. We find no reason to disturb this decision.³

3. Accordingly, IT IS ORDERED that the Petition for Reconsideration filed on November 17, 1998 by Jeremy Greene IS HEREBY DENIED. This action is taken under delegated authority pursuant to Section 0.331 of the Commission's Rules.⁴

FEDERAL COMMUNICATIONS COMMISSION

Gerald P. Vaughn
Deputy Chief, Wireless Telecommunications Bureau

¹ See Letter from Amy J. Zoslov, Chief, Auctions and Industry Analysis Division, to Jeremy Greene, DA 98-2321, dated November 13, 1998 ("*Denial Letter*").

² 47 C.F.R. § 90.1007; *see also* Part 1, Subpart Q.

³ We note, however, that the Ordering Clauses in the *Denial Letter* should be corrected to refer to the bid withdrawal payment rule as set forth in Section 90.1007 of the Commission's Rules. 47 C.F.R. § 90.1007.

⁴ 47 C.F.R. § 0.331.